



Docket 82987KNM  
Customer No. 01333

1772

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Dennis E. Smith, et al

IMPROVED VOIDED ARTICLES

Serial No. 10/033,457

Filed 27 December 2001

Group Art Unit: 1772

Examiner: Walter Aughenbaugh

I hereby certify that this correspondence is being deposited today with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Karen J. Wacensky*  
Karen J. Wacensky

9-30-05

Date

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Transmitted herewith is an amendment in the above-identified application:

- ☒ No additional fee is required.  
☐ The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		* HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL	37	MINUS	37	0	X 50	\$0
INDEP	3	MINUS	3	0	X 200	\$0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+ 360	\$0
					<b>TOTAL</b>	<b>\$0</b>

\* The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☐ Please charge American Express Credit Card (see attached form PTO-2038) \$0.

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☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Eastman Kodak Company Deposit Account No. 05-0225

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☒ Any additional filing fees required under 37 CFR 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

(For Extensions of Time and other Petitions to the Assistant Commissioner)

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*Kathleen Neuner Manne*  
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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.



Attorney Docket No. 82987/KNM  
Customer No. 01333

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Karen J. Wacenske

NAME

SIGNATURE

DATE: 9-30-05

Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR RECONSIDERATION**

In response to the Office Action dated July 1, 2005, review and  
reconsideration in view of the following remarks are respectfully requested.

The specification is objected to for addition of claims 1, 21, and 42 as  
allegedly adding new matter. Claims 1, 21, and 42 are rejected under 35 U.S.C. §112,  
first paragraph, for failure to comply with the written description. In particular, the  
Patent Office asserts that the feature " wherein the microbeads are free of colorant" in  
each of the cited claims is not supported by the specification as originally filed.

Applicants traverse both the objection and the rejection as follows.

The Patent Office points to language in the specification at page 11,  
lines 11-15, as supporting colorants in the microbead. The passage relied on is as  
follows:

The invention *does not require but permits* the use  
or addition of a plurality of organic and inorganic materials  
such as fillers, pigments, antiblocks, anti-stats, plasticizers,  
dyes, stabilizers, nucleating agents, optical brighteners, etc.  
These materials may be incorporated into the matrix  
phases, into the dispersed phases, or may exist as separate  
dispersed phases. ... (Emphasis added.)